



PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

8

Application Number

10/738,425

Filing Date

December 16, 2003

First Named Inventor

Ames

Art Unit

1755

Examiner Name

David R. Sample

Attorney Docket Number

ADP-238

**ENCLOSURES (Check all that apply)**☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☒

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/  
Incomplete Application☐Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a  
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD☐

After Allowance Communication to TC

☐Appeal Communication to Board  
of Appeals and Interferences☐Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify  
below):

Supplemental Modified 1449 Form (5 pages)

Cited References (8 references)

Return Receipt Postcard (1 card)

**Remarks**

Papers transmitted herewith:

1. Transmittal Form (PTO/SB/21; 1 page; this page)
2. Supplemental Information Disclosure Statement (with attached Exhibit A; 5 pages)
3. Supplemental Modified 1449 Form (2 pages)
4. Cited References (8 references)
5. Return Receipt Postcard (1 card)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Maurice M. Klee, Ph.D.

Signature

*Maurice Klee*

Printed name

Maurice M. Klee, Ph.D.

Date

June 22, 2006

Reg. No.

30,399

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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*Maurice Klee*

Typed or printed name

Maurice M. Klee, Ph.D.

Date

June 22, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Donald J. Ames, Ellen K. Brackman, and Donald L. Guile  
Serial No. : 10/738,425  
Filed : December 16, 2003  
For : CREEP RESISTANT ZIRCON REFRACTORY MATERIAL  
USED IN A GLASS MANUFACTURING SYSTEM  
Examiner : David R. Sample  
Group : 1755

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 CFR §1.56 and 37 CFR §1.97(b)(4), applicants wish to call the Examiner's attention to the references listed on the Supplemental Modified 1449 Form submitted herewith.

Copies of the references listed on the 1449 form are submitted herewith, with the exception of the reference which is a U.S. patent (37 CFR §1.98(a)(2)(ii)). However, if for any reason, the Examiner believes it is necessary or desirable for applicants to provide a copy of the U.S. patent reference, the Examiner is requested to advise the undersigned attorney and any copy required will be provided.

References 2-6 were cited in a January 10, 2006 Office Action from the Japanese Patent Office regarding applicants corresponding Japanese Patent Application No. 2004-363991. Attached hereto as Exhibit A is an English language translation of the January 10<sup>th</sup> Office Action.

References 1 and 9 are English language patent publications corresponding to Reference 2; Reference 7 is an English language patent publication corresponding to Reference 5; and Reference 8 is an English language patent publication corresponding to Reference 3.

The Examiner is respectfully requested to initial a copy of the Supplemental Modified 1449 Form and return it to applicants to indicate consideration of the references listed thereon in connection with the prosecution of this application.

No fee under 37 CFR §1.17(p) is believed to be due for this submission. However, if a fee is required, applicants request that the fee be charged to Deposit Account No. 11-1158.

Respectfully submitted,

Date: 6/22/06

Maurice Klee

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SUPPLEMENTAL MODIFIED 1449 FORMU.S. PATENT DOCUMENTS

<u>Examiner</u> <u>Initial</u>		<u>Document</u> <u>Number</u>	<u>Issue</u> <u>Date</u>	<u>Name</u>
_____	1.	4,152,166	05/01/1979	Rogers

FOREIGN PATENT DOCUMENTS

<u>Examiner</u> <u>Initial</u>		<u>Document</u> <u>Number</u>	<u>Date</u>	<u>Country</u>
_____	2.	52-117912	10/3/1977	JP
_____	3.	03-215348	09/20/1991 with attached English abstract	JP
_____	4.	04-280860	10/6/1992 with attached English abstract	JP
_____	5.	04-502900	05/28/1992	JP

_____	6.	06-024839	02/1/1994	JP with attached English abstract and computer translation obtained from the Japanese Patent Office website
_____	7.	WO 91/03439	03/21/1991	PCT
_____	8.	438 300	07/24/1991	EP
_____	9.	1 557 705	12/12/1979	GB